

## Message Text

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70

ACTION EUR-12

INFO OCT-01 ISO-00 L-02 PM-03 DODE-00 SCSE-00 SCA-01 FSE-00

PER-03 HEW-06 /028 W

----- 130674

R 112232Z MAR 75

FM AMEMBASSY OTTAWA

TO SECSTATE WASHDC 5889

INFO AMCONSUL ST JOHNS

UNCLAS OTTAWA 0912

E.O. 11652: N/A

TAGS: MARR, ELAB, CA, US

SUBJECT: GOOSE BAY PENSIONS

SUMMARY. EMBASSY HAS RECEIVED NOTE FROM DEPT EXTERNAL AFFAIRS PROPOSING AMENDMENT TO MAY 5, 1967 AGREEMENT IN ORDER BRING AGREEMENT LANGUAGE INTO LINE WITH CURRENT PRACTICE UNDER WHICH USG EMPLOYEES AT GOOSE BAY AIRPORT AND ARGENTIA NAVY BASE PARTICIPATE IN CANADA PENSION PLAN. RECOMMEND PROPOSED EXCHANGE OF NOTES BE AUTHORIZED. END SUMMARY

1. NOTE FROM EXTAFF TO EMBASSY NO. FLA 124 DATED FEBRUARY 26 REFERS TO RECENT EMBASSY-GOC EXCHANGES RE APPLICABILITY OF CANADA PENSION PLAN TO USG EMPLOYEES AT GOOSE BAY AND ARGENTIA AND MAKES FOLLOWING SUBSTANTIVE POINTS:

"THE EMBASSY WILL RECALL THAT THE DECISION BY THE UNITED STATES GOVERNMENT TO EXTEND COVERAGE UNDER THE CANADA PENSION PLAN TO THE ABOVE-MENTIONED EMPLOYEES AS OF JULY 1, 1972, WAS, IN THE OPINION OF CANADIAN OFFICIALS, NOT IN ACCORDANCE WITH ARTICLE III OF THE ABOVE-MENTIONED AGREEMENT, ENTITLED "EMPLOYMENT TO BE EXCLUDED FROM THE CANADA PENSION PLAN", AND WHICH READS IN PART:

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"THE FOLLOWING EMPLOYMENT IN CANADA BY THE

GOVERNMENT OF THE UNITED STATES OF AMERICA SHALL NOT BE INCLUDED IN THE THE CANADA PENSION PLAN: (B) PERSONS WHO PARTICIPATE IN THE CIVIL SERVICE RETIREMENT SYSTEM OR OTHER UNITED STATES GOVERNMENT-FINANCED PENSION PLAN.'

INDEED, AN INTERNAL MEMORANDUM OF THE UNITED STATES DEPARTMENT OF THE NAVY, DATED JULY 12, 1967, AND ADDRESSED TO THE COMMANDANT NAVAL SUPPLY SYSTEMS COMMAND UNDER THE SIGNATURE OF F.M. BECKER, SUPPORTED THE CANADIAN OPINION THAT THE EXCELSIOR INSURANCE COMPANY PLAN TO WHICH THOSE EMPLOYEES WERE CONTRIBUTING DID CONSTITUTE A 'UNITED STATES GOVERNMENT-FINANCED PENSION PLAN' AND THAT THEREFORE THE ABOVE-NOTED LANGUAGE EXCLUDED THE POSSIBILITY FOR THOSE EMPLOYEES TO CONTRIBUTE TO THE CANADA PENSION PLAN, A COPY OF THAT MEMORANDUM IS ATTACHED FOR YOUR INFORMATION.

"AS THE EMBASSY IS AWARE, HOWEVER, THE CONTRIBUTIONS OF THESE EMPLOYEES HAVE BEEN AND STILL ARE REGULARLY RECIVED BY THE CANADIAN DEPARTMENT OF NATIONAL REVENUE. GIVEN THE READINESS, ON ONE HAND, OF THE UNITED STATES AUTHORITIES TO SEE THESE EMPLOYEES BENEFIT FROM THE CANADA PENSION PLAN AND THE STRONG DESIRE, ON THE OTHER HAND, OF THE EMPLOYEES TO BE ENTITLED TO SUCH BENEFITS, THE APPROPRIATE CANADIAN AUTHORITIES HAVE SUGGESTED, AND THE DEPARTMENT NOW PROPOSES THAT THE 1967 AGREEMENT BE AMENDED SO AS TO REMOVE THE WORDS 'OR OTHER UNITED STATES GOVERNMENT-FINANCED PENSION PLAN' FROM PARAGRAPH (B) OF ITS ARTICLE III.

" IT IS TO BE NOTED THAT SUCH AN AMENDMENT, IN CONJUNCTION WITH A NECESSARY AMENDMENT TO THE ACT ESTABLISHING THE CANADA PENSION PLAN, WOULD IN NO WAY ALTER THE PRESENT SITUATION WHEREBY THE CONTRIBUTIONS OF THESE EMPLOYEES ARE BEING RECEIVED BY THE DEPARTMENT OF NATIONAL REVENUE; ITS SOLE PURPOSE IS TO BRING THE LANGUAGE OF THE AGREEMENT IN LINE WITH CURRENT PRACTICE. SINCE A PRIOR NECESSARY AMENDMENT TO THE CANADA PENSION PLAN HAS RECENTLY RECEIVED ROYAL ASSENT, THE DEPARTMENT IS NOW IN UNCLASSIFIED

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A POSITION TO SUBMIT TO THE EMBASSY A DRAFT EXCHANGE OF NOTES BETWEEN THE UNITED STATES AMBASSADOR TO CANADA AND THE SECRETARY OF STATE FOR EXTERNAL AFFAIRS, THE PURPOSE OF WHICH WOULD BE TO EFFECT THE PROPOSED AMENDMENT OF THE 1967 AGREEMENT.A DRAFT OF THESE NOTES IS HEREWITH SUBMITTED TO THE EMBASSY FOR CONSIDERATION AND COMMENTS. THE APPROPRIATE CANADIAN AUTHORITIES WOULD BE PLEASED TO DISCUSS THIS MATTER

FURTHER WITH THE EMBASSY'S REPRESENTATIVES, IF  
NECESSARY."

2. NOTE TOGETHER WITH ENCLOSED DRAFT EXCHANGE OF  
NOTES SENT VIA POUCH TO EUR/CAN, ATTENTION: MR. KRUSE.  
PROPOSED AMENDMENT APPEARS CONTAIN NO PIT-  
FALLS BUT RATHER REPRESENTS TIDYING UP OF EXISTING  
SITUATION. EMBASSY THEREFORE RECOMMENDS IT BE  
AUTHORIZED TO PROCEED WITH EXCHANGE OF NOTES.  
PORTER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENTS, DIPLOMATIC NOTES, AMENDMENTS, PENSION PLANS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 11 MAR 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
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**Disposition History:** n/a  
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**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Office:** ACTION EUR  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 3  
**Previous Channel Indicators:** n/a  
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**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** woolflhd  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 22 SEP 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <22 SEP 2003 by SilvaL0>; APPROVED <02 JAN 2004 by woolflhd>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GOOSE BAY PENSIONS SUMMARY. EMBASSY HAS RECEIVED NOTE FROM DEPT EXTERNAL  
**TAGS:** MARR, ELAB, CA, US  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006